



**ASSEMBLY AMENDMENT 1,  
TO 1995 ASSEMBLY BILL 244**

April 4, 1995 – Offered by Representatives R. YOUNG AND WIRCH.

- 1 At the locations indicated, amend the bill as follows:
- 2 **1.** Page 1, line 4: delete “protective placements or protective services and”.
- 3 **2.** Page 2, line 1: delete lines 1 to 9.
- 4 **3.** Page 3, line 9: delete “required to be”.
- 5 **4.** Page 3, line 21: delete the material beginning with that line and ending with
- 6 page 4, line 2.
- 7 **5.** Page 4, line 10: on lines 10 and 11, delete “required to be”.
- 8 **6.** Page 4, line 14: delete “required to be”.
- 9 **7.** Page 4, line 17: delete the material beginning with that line and ending with
- 10 page 5, line 19.
- 11 **8.** Page 6, line 2: on lines 2 and 3, delete the underscored material.
- 12 **9.** Page 6, line 5: delete lines 5 to 12 and substitute: “tive services and, the level
- 13 of supervision needed and the risk of harm to the person or others. Notwithstanding
- 14 s. 51.61 (1) (e) and (f), a county may not be required to implement a protective
- 15 placement in a particular type of setting based on a finding that it is less restrictive

1 or more appropriate unless the placement is reasonable given the cost, the risk of  
2 harm to the person or others if the placement is not made and the actual benefits in  
3 the level of functioning or community participation to be realized by the person from  
4 a less restrictive setting. Placement”.

5 **10.** Page 6, line 23: delete the material beginning with that line and ending  
6 with page 7, line 15, and substitute:

7 “**SECTION 9m.** 55.06 (10) (b) of the statutes is amended to read:

8 55.06 **(10)** (b) The department, an agency, a guardian or a ward, or any other  
9 interested person may at any time petition the court for a review of the  
10 appropriateness, modification or termination of a protective placement. A petition  
11 to terminate a protective placement shall allege that the conditions which warranted  
12 placement as specified in sub. (2) are no longer present. A petition shall be heard if  
13 a hearing has not been held within the previous 6 months but a hearing may be held  
14 at any time in the discretion of the court. The petition shall be heard within 21 days  
15 of its receipt by the court.”.

16 (END)